



1654

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 10/021,168

Filing Date December 11, 2001

First Named Inventor Stephen R. Gorfine

Art Unit 1654

Examiner Name Christopher Robin Tate

RECEIVED

MAR 12 2003

TECH CENTER 1600/2900

Attorney Docket Number 010692-004531US

**ENCLOSURES (Check all that apply)**

Fee Transmittal Form  
 Fee Attached  
 Response to Restriction Requirement  
 After Final  
 Affidavits/declaration(s)  
 Extension of Time Request  
 Express Abandonment Request  
 Information Disclosure Statement  
 Certified Copy of Priority Document(s)  
 Response to Missing Parts/ Incomplete Application  
 Response to Missing Parts under 37 CFR 1.52 or 1.53

Drawing(s)  
 Licensing-related Papers  
 Petition  
 Petition to Convert to a Provisional Application  
 Power of Attorney, Revocation Change of Correspondence Address  
 Terminal Disclaimer  
 Request for Refund  
 CD, Number of CD(s)

After Allowance Communication to Group  
 Appeal Communication to Board of Appeals and Interferences  
 Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  
 Proprietary Information  
 Status Letter  
 Other Enclosure(s) (please identify below):  
Return Postcard

## Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|                    |  |  |
|--------------------|--|--|
| Firm or Individual | Townsend and Townsend and Crew LLP<br>Frank J. Mycroft |  |
| Signature          |  |  |
| Date               | February 27, 2003                                      |  |

**CERTIFICATE OF TRANSMISSION/MAILING**I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: 

|                  |                     |      |                   |
|------------------|---------------------|------|-------------------|
| Typed or printed | Masha M. Martinenko |      |                   |
| Signature        |                     | Date | February 27, 2003 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

CO E  
MAR 11 2003  
PATENT & TRADEMARK OFFICE  
O I P E S C R I B  
MAR 11 2003  
PATENT & TRADEMARK OFFICE  
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents  
Washington, D.C. 20231

On February 27, 2003  
TOWNSEND and TOWNSEND and CREW LLP  
By: Masha M. Martinenko  
Masha M. Martinenko

PATENT  
Attorney Docket No.: 010692-004531US

RECEIVED

MAR 12 2003

#6  
A.Q.J  
3/20/03  
TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Stephen R. Gorfine

Application No.: 10/021,168

Filed: December 11, 2001

For: NITRIC OXIDE DONOR  
COMPOSITION AND METHOD FOR  
TREATMENT OF ANAL DISORDERS

Examiner: Christopher Robin Tate

Art Unit: 1654

RESPONSE TO RESTRICTION  
REQUIREMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the communication mailed on January 29, 2003, Applicant elects Group I drawn to a kit.

REMARKS

In order to expedite prosecution of the present application, Applicant has elected Group I without acquiescing to the position of the Examiner with respect to the propriety of the restriction requirement. Applicant understands that this election would not prejudice its rights to pursue the claims of Group II and III in a divisional application. Applicant further understands that the claims of Group II and III remain in the application and thus satisfy the requirements of 35 U.S.C §135(b) with respect to any potential interference with U.S. Patent No. 6,159,944 to Fogel.